

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

EMILIO MERCADO CHACON
DEBTOR

CASE NO. 14-04868-MCF
CHAPTER 13

**DEBTOR'S MOTION AND NOTICE OF FILING OF POST-CONFIRMATION
MODIFICATION OF CHAPTER 13 PLAN 11 USC §1329**

TO THE HONORABLE COURT:

NOW COMES, EMILIO MERCADO CHACON, through the undersigned attorney, and very respectfully states and prays as follows:

1. The debtor is hereby submitting a post-confirmation modification of Chapter 13 Plan, 11 USC Section 1329, dated September 15, 2015, herewith and attached to this motion.
2. This Plan modification is filed to cure the "insufficiently funded" issue raised by the Trustee in his unfavorable recommendation at docket #57.

NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 3015(f)(2)(b)

Within twenty-one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular mail to the debtor and to all creditors and interested parties appearing in the master address list, hereby attached.

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Case no. 14-04868-MCF13
Post confirmation modification of chapter 13 Plan

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 15th day of September, 2015.

/s/Roberto Figueroa Carrasquillo
ROBERTO FIGUEROA CARRASQUILLO
USDC 203614
ATTORNEY FOR PETITIONER
PO BOX 186 CAGUAS PR 00726
TEL 787-744-7699 FAX NO 787-746-5294
EMAIL: rfigueroa@rfclawpr.com

United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. 3:14-bk-4868

MERCADO CHACON, EMILIO

Chapter 13

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee directly by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: <u>9/15/2015</u> <input type="checkbox"/> PRE <input checked="" type="checkbox"/> POST-CONFIRMATION	<input type="checkbox"/> AMENDED PLAN DATED: _____ Filed by: <input type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other												
I. PAYMENT PLAN SCHEDULE													
<table><tr><td>\$ 175.00 x 3 = \$ 525.00</td><td></td></tr><tr><td>\$ 0.00 x 4 = \$ 0.00</td><td></td></tr><tr><td>\$ 175.00 x 11 = \$ 1,925.00</td><td></td></tr><tr><td>\$ 260.00 x 26 = \$ 6,760.00</td><td></td></tr><tr><td>\$ 635.00 x 16 = \$ 10,160.00</td><td></td></tr><tr><td colspan="2">TOTAL: \$ 19,370.00</td></tr></table>		\$ 175.00 x 3 = \$ 525.00		\$ 0.00 x 4 = \$ 0.00		\$ 175.00 x 11 = \$ 1,925.00		\$ 260.00 x 26 = \$ 6,760.00		\$ 635.00 x 16 = \$ 10,160.00		TOTAL: \$ 19,370.00	
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\$ 260.00 x 26 = \$ 6,760.00													
\$ 635.00 x 16 = \$ 10,160.00													
TOTAL: \$ 19,370.00													
Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from: <input type="checkbox"/> Sale of Property identified as follows: _____ <input type="checkbox"/> Other: _____													
Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____													
PROPOSED BASE: \$ 19,370.00													
III. ATTORNEY'S FEES (Treated as § 507 Priorities)													
Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,793.00													
Signed:  Debtor Joint Debtor													
OTHER PROVISIONS: (Executive contracts; payment of interest to unsecureds, etc.) * Additional Attorney's Fees: \$350.00 payment for the services rendered in connection to debtor(s)' post confirmation plan and related procedures for approval, pursuant to R. 2016 (f) (3). * "Tax refunds will be devoted each year, as periodic payments, to the plan's funding until plan completion. The plan shall be deemed modified by such amount, without the need of further Court order. The debtor(s) shall seek court's authorization prior any use of funds." * ASUME Priority Claim # 3-2; Pre-petition arrears to be paid through the Trustee; debtor to continue to make current direct post-petition payments to ASUME - Account 0281014.													

IN RE MERCADO CHACON, EMILIO

Case No. 3:14-bk-4868

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 1 of 1

	Cr	#	\$
Trustee pays secured ARREARS:	Coop A/C San Jose Coop A/C San Jose	Claim 6-1 3620 Post-Petition	620.97 3,213.11
Executory Contracts - Rejected:	Rent A Center		

Label Matrix for local noticing

0104-3

Case 14-04868-MCF13

District of Puerto Rico

Old San Juan

Tue Sep 15 15:01:02 AST 2015

SCOTIABANK DE PUERTO RICO

CARDONA JIMENEZ LAW OFFICE PSC

PO BOX 9023593

SAN JUAN, PR 00902-3593

COOP A/C SAN JOSE

JOSE A SANTINI BONILLA ESQ

PO BOX 552

AIBONITO, PR 00705-0552

US Bankruptcy Court District of P.R.

Jose V Toledo Fed Bldg & US Courthouse

300 Recinto Sur Street, Room 109

San Juan, PR 00901-1964

EMPRESAS BERRIOS FINANCIERAS

LUIS YAMIL RODRIGUEZ SAN MIGUEL ESQ

PMB 256 PO BOX 4952

CAGUAS, PR 00726-4952

AAA

PO BOX 70101

SAN JUAN PR 00936 8101

AEE

PO BOX 372828

CAYEY PR 00737 2828

ASUME

PO Box 11218

San Juan, PR 00910-2318

Autoridad de Carreteras y Transportacion

PO BOX 11889

SAN JUAN, PR 00922-1889

Coop San Jose

Aptdo 2020

Aibonito, PR 00705-2020

Dept De Transportacion Y Obras Publicas

PO Box 41269

San Juan, PR 00940-1269

Empresas Berrios Inc

PO Box 674

Cidra, PR 00739-0674

First Premier Bank

PO Box 5147

Sioux Falls, SD 57117-5147

Rent A Center

5501 Headquarters Dr

Plano, TX 75024-5845

Scotiabank De PR

PO Box 362649

San Juan, PR 00936-2649

Synchrony Bank

c/o of Recovery Management Systems Corp

25 S.E. 2nd Avenue, Suite 1120

Miami, FL 33131-1605

EMILIO MERCADO CHACON

TREASURE VALLEY

A12 MEXICO STREET

CIDRA, PR 00739-3628

JOSE RAMON CARRION MORALES

PO BOX 9023884

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MONSITA LECAROZ ARRIBAS

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OCHOA BUILDING

500 TANCA STREET SUITE 301

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ROBERTO FIGUEROA CARRASQUILLO

PO BOX 186

CAGUAS, PR 00726-0186

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) ASUME-MARIA GONZALEZ CLAUDIO PO BOX 71316

(d) SCOTIABANK DE PUERTO RICO

End of Label Matrix

CARDONA-JIMENEZ LAW OFFICE, PSC

Mailable recipients 19

P.O. BOX 9023593

Bypassed recipients 2

SAN JUAN, PR 00902-3593

Total 21